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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Charles J. Renz
Serial No.: 10/619,676
Filed: July 15, 2003
For: Bottle with Mixing System
Examiner: Cooley, Charles E.
Art Unit: 1723

Attorney Docket No.: 460.2111USX

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER PURSUANT TO 37 C.F.R. 1.321(c)

Playtex Products, Inc. (hereinafter "Assignee"), a company organized and existing under the laws of the state of Delaware, and having its principal office at 300 Nyala Farms Road, Westport, Connecticut, 06880, represents that it is the assignee of all rights, title and interest in U.S. Patent Application Serial No. 10/619,676, filed on July 15, 2003 for Bottle with Mixing System, still pending, by virtue of the assignment from the inventor, Charles J. Renz, which assignment was filed in the U.S. Patent and Trademark Office on October 16, 2002 and recorded on Reel 013409, Frames 0938. Copies of the recorded Assignment and the Notice of Recordation thereof are attached.

Assignee hereby disclaims the terminal part of any utility patent granted on U.S. Patent Application Serial No. 10/619,676, which would extend the natural expiration date of U.S. Patent No. D465,697, and hereby agrees that any patent(s) so granted on U.S. Patent Application Serial No. D465,697 shall be enforceable only for and during such period that the legal title to said patent(s) shall be the same as the legal title to U.S. Patent

Serial No.: 10/619,676

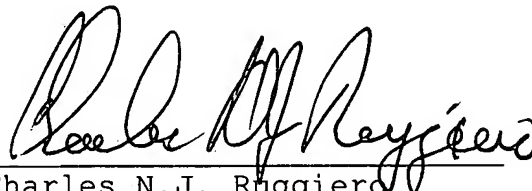
No. D465,697; this agreement to be binding upon the grantee, its successors or assigns.

The undersigned attorney of record certifies that the undersigned has reviewed the evidentiary documents establishing ownership in the assigned patent and patent application and that, to the best of undersigned attorney's knowledge and belief, title is in the Assignee seeking to take action in this matter before the U.S. Patent and Trademark Office.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Also enclosed is a check drawn in the amount of \$130.00 covering the fee required pursuant to 37 C.F.R. 1.20(d).

Respectfully submitted,



Dated: December 16, 2005

Charles N.J. Ruggiero
Registration No. 28,468
Attorney for Applicants
Ohlandt, Greeley, Ruggiero &
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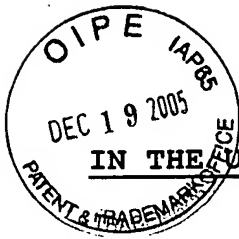
CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON December 16, 2005.

J. Nicole Smith
NAME

J. Nicole Smith
SIGNATURE

December 16, 2005
DATE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 10/619,676
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Confirmation No.: 7055

Attorney Docket No.: 460.2111USX

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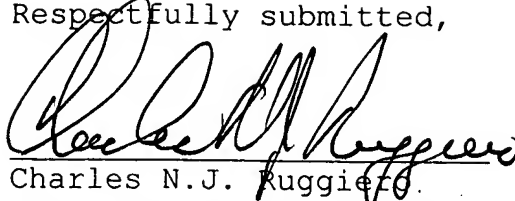
NOTICE OF FILING TERMINAL DISCLAIMER

Dear Sir:

In response to the telephone conference of December 13, 2005 with the Examiner regarding a post-allowance review of the claims and the contention that an obviousness-type double patenting rejection is warranted in view of U.S. Design Patent No. D465,697, Applicants, by and through their Attorney, file the enclosed Terminal Disclaimer. Applicants disagree that claims 41-65 are obvious in view of the '697 patent. However, in order to advance the prosecution, Applicants are filing the enclosed Terminal Disclaimer.

Dated: December 16, 2005

Respectfully submitted,



Charles N.J. Ruggiero
Registration No. 28,468
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UNITED STATES
PATENT AND
TRADEMARK OFFICE



460.211/43u

FEBRUARY 06, 2003

PTAS
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STAMFORD, CONNECTICUT 06901-2682

Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 10/16/2002

REEL/FRAME: 013409/0938
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

RENZ, CHARLES J.

DOC DATE: 10/16/2002

ASSIGNEE:

PLAYTEX PRODUCTS, INC.
300 NYALA FARM ROAD
WESTPORT, CONNECTICUT 06880

SERIAL NUMBER: 10198634
PATENT NUMBER:

FILING DATE: 07/18/2002
ISSUE DATE:

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SHARON LATIMER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

RECEIVED



10-28-2002



ET

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TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Please record the attached original documents or copies thereof.

1. Name of conveying party(ies):
Charles J. Renz
2. Name and address of receiving party(ies):
Playtex Products, Inc.
300 Nyala Farm Road
Westport
Connecticut 06880
3. Nature of conveyance:
XXXXX Assignment _____ Merger
_____ Security Agreement _____ Change of Name
_____ Other: _____
- Execution Date: **October 16, 2002**
4. Application number(s) or application date(s):
If this document is being filed together with a new application, the execution date of the application is:
A. Application No. B. Filing Date
10/198,634 July 18, 2002
5. Name and address of party to whom correspondence concerning this document should be mailed:

Charles N. J. Ruggiero, Esq.
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.
One Landmark Square, 10th Floor
Stamford, Connecticut 06901-2682 U.S.A.
6. Total No. of applications and patents involved: 1
7. Total Fee (37 C.F.R. 3.41(h)) \$40.00/assignment.
XXX Enclosed
Authorized to be charged to deposit account.

The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 3.41 that may be required with this communication or credit any overpayment, to Deposit Account No. 01-0467. A duplicate copy of this Form is enclosed.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Charles N. J. Ruggiero
Name of Person Signing

Signature _____

October 16, 2002
/ Date

Total number of pages including cover sheet, attachments and document: 3

10/24/2002 NICHAN1 00000058 10198634
04 FC:8021 40.00 DP

460.2111USU

ASSIGNMENT

FOR valuable and legally sufficient considerations, receipt of which is hereby acknowledged, I, Charles J. Renz, a citizen of the United States of America, and a resident of 7 Sycamore Road, Middlesex, New Jersey 08846, U.S.A.; having invented certain new and useful improvements in

BOTTLE WITH MIXING SYSTEMS

hereby assign to Playtex Products, Inc. a Delaware corporation having its principal office at 300 Nyala Farms Road, Westport, Connecticut, 06880 (hereinafter referred to as "Assignee"), the entire right, title and interest in and to such invention, together with the patent rights and rights of protection to the same throughout the world, including any patent rights which may result from the application for United States Letters Patent which was filed in the United States Patent and Trademark Office on July 18, 2002 and assigned U.S. Application Serial No. 10/198,634 and any continuation, divisions, continuation-in-part applications, inventor's certificates and extensions thereof, preparatory to obtaining Letters Patent of the United States therefor; said Invention, application and Letters Patent to be held and enjoyed by said Assignee for its own use and behoof and for the use and behoof of its successors and assigns, to the full end of the term for which said Letters Patent or other rights of protection may be granted as entirely as the same would have been held and enjoyed by us had the assignment not been made.

AND WE COVENANT and AGREE and WARRANT that we have full and unencumbered title to the invention hereby assigned, and we further covenant and agree that we have the right to grant such rights to said invention and application and Letters Patent and that we will, at any time upon request without cost to us or further compensation, execute and deliver any and all papers or instruments that, in the opinion of said Assignee, may be necessary or desirable to secure in said Assignee the

480.2111USU

full enjoyment of the rights and properties herein conveyed or intended to be conveyed
by this instrument.

IN WITNESS WHEREFORE, we have hereunto set our hands and seal:

Date: Oct. 16, 2002 By: Charles J. Renz

STATE OF New Jersey)
COUNTY OF Bergen) SS

Sworn to before me this 16th day of Oct, 2002.

Jane Woessner
Notary Public

JANICE WOESSNER
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Aug. 24, 2006